

## FACSIMILE COVER SHEET



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INTELLECTUAL PROPERTY COUNSEL

MARTINE PENILLA & GENCARELLA, LLP

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Wednesday, May 14, 2008

TOTAL PAGES INCLUDING THIS SHEET: <b>8</b>	RECEIVER TEL NO: 571-272-6500
SENDER: Michele Miyasaki	RECEIVER FAX NO: 571-273-6500
RECEIVER: Refund Branch, Deposit Account	OUR FILE REF: MIPFP040
COMPANY: UNITED STATES PATENT & TRADEMARK OFFICE	PATENT APPLICATION SERIAL NO. 10/616,695
	TITLE: ADJUSTMENT FOR OUTPUT IMAGE OF IMAGE DATA
	PTO DEPOSIT ACCOUNT NO. 50-0805

**Message:**

Please see attached letter with copies of the Information Disclosure Statement, Patent Postcard with check and Deposit Account Statement

MARTINE  
PENILLA &  
GENCARELLA, LLP



INTELLECTUAL  
PROPERTY  
COUNSEL

May 14, 2008

United States Patent and Trademark Office  
Post Office 1450  
Alexandria, Virginia 22313-1450

VIA FACSIMILE ONLY

**Attention: Deposit Account Refunds**

Re: U.S. Patent Application Entitled: ADJUSTMENT FOR OUTPUT IMAGE OF IMAGE DATA  
Application No. 10/616,695  
Filing Date: July 9, 2003  
Our Reference: MIPFP040  
Deposit Account No. 50-0805

Gentlemen:

This letter is to request a refund for funds that were deducted in error from our deposit account, as this Information Disclosure Statement (IDS) was filed in a timely manner. The references listed in the attached PTO Form 1449 were cited in a communication in a counterpart Japanese application not more than three months prior to the filing of this Information Disclosure Statement (IDS).

On January 2, 2008, we filed an Information Disclosure Statement dated January 2, 2008. We believe that no fees were required in the filing of this Notice, as it was filed in a timely manner. A copy of the Information Disclosure Statement as well as the Patent Postcard has been enclosed for your reference.

We also enclose a copy of a computer printout of our Deposit Account Statement, dated January, 2008. The Deposit Account Statement shows a debit dated January 22, 2008 regarding the above-identified patent application. The debit is as follows: \$180.00 for Fee Code 1806 (Submission of an Information Disclosure Statement).

As the amount described above should not have been charged to our account. Please refund our Deposit Account No. 50-0805 in the total amount of \$180.00 as soon as possible. Thank you for your assistance.

Sincerely,  
MARTINE PENILLA & GENCARELLA, LLP

  
Michele Miyasaki  
Assistant Office Manager

/mm  
Enclosures

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PATENT POSTCARD - Customer No. 25920

Docket No.  Appln. No.  Date   
By:  Filing Date:  Express Mail No.:   
Inventor:   
Title:

*The following has been received in the U.S. Patent and Trademark Office on the date stamped below:*

- Information Disclosure Statement
- PTO Form 1449
- Copies of four (4) cited non-US references

## Deposit Account Statement

Page 1 of 3


**United States  
Patent and  
Trademark Office**
**Deposit Account Statement**

Requested Statement Month: January 2008  
 Deposit Account Number: 500805  
 Name: MARTINE, PENILLA & GENCARELLA  
 Attention: PETER B. MARTINE  
 Street Address 1: 710 LAKEWAY DRIVE  
 Street Address 2: SUITE 170  
 City: SUNNYVALE  
 State: CA  
 Zip: 94086  
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/04	3054	61018782	ASTGP163+	1005	\$210.00	\$36,383.0
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<https://ramps.uspto.gov/eram/Controller;jsessionid=0000pjQO3RlLhHvnAtHgcBT2zJW:1...> 5/14/2008

## Deposit Account Statement

Page 2 of 3

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## Deposit Account Statement

Page 3 of 3

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01 FC : 1806 180.00 DA

Adjustment date: 05/20/2008 HDESTA1  
01/22/2008 PWARNER 00000003 500805 10616695  
01 FC:1806 180.00 CR

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

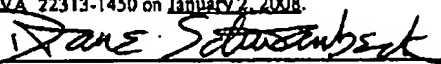
PATENT

In re the application of:	)	Group Art Unit: 2625
Yoshihiro NAKAMI	)	Examiner: Tommy D. Lee
Application No. 10/616,695	)	Atty. Docket No. MIPFP040
Filed: July 9, 2003	)	Date: January 2, 2008
For: <u>ADJUSTMENT FOR OUTPUT IMAGE</u>	)	Confirmation No. 1595
<u>OF IMAGE DATA</u>	)	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 2, 2008.

Signed:

  
Diane SchwanbeckINFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

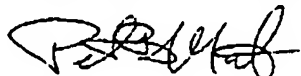
Dear Sir:

The references listed in the attached PTO Form 1449, copies of the non-U.S. references of which are attached, may be material to examination of the above-identified patent application. Applicant submits these references in compliance with his duty of disclosure pursuant to 37 CFR §§ 1.56 and 1.97. The Examiner is requested to consider these references and to acknowledge such consideration by initialing the appropriate locations on the attached PTO Form 1449.

References L and M are in Japanese. The relevance of References L and M may be ascertained by reviewing References R and S, which are English language abstracts of References L and M, respectively. In addition, Reference A is believed to be an English-language equivalent of Reference M, and Reference B is believed to be an English-language equivalent of Reference L.

Applicant states that the references listed in the attached PTO Form 1449 were cited in a communication in a counterpart Japanese application not more than three months prior to the filing of this Information Disclosure Statement (IDS). Accordingly, no fees are due in connection with the filing of this IDS. In the event fees are due to effect consideration of the cited references, the Commissioner may charge such fees to Deposit Account 50-0805 (Order No. MIPFP040).

Respectfully submitted,  
MARTINE PENILLA & GENCARELLA, LLP



Peter B. Martine  
Reg. No. 32,043

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Customer Number 25920



Substitute for form 1449/PTO  <b>Information Disclosure Statement By Applicant</b> <i>(Use as many sheets as necessary)</i>		Application Number	10/616,695
		Filing Date:	July 9, 2003
		First Named Inventor:	Yoshihiro NAKAMI
		Art Unit:	2625
		Examiner Name:	Tommy D. Lee
		Attorney Docket Number:	MIPFP040
Sheet	1	of	1

## U.S. Patent Documents

Examiner Initial	Cite No.	Document No.	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, where Relevant Passages or Relevant Figures Appear
	A	2003/0053095	3/2003	Nakami	
	B	6,643,398	11/2003	Moriwaki	
	C				
	D				
	E				
	F				
	G				
	H				
	I				
	J				
	K				

## Foreign Patent Documents

Examiner Initial	Cite No.	Foreign Patent Document No.	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, where Relevant Passages or Relevant Figures Appear	Translation	
						YES	NO
	L	JP 2000-059629	2/2000	Moriwaki			x
	M	JP 2002-314809	10/2002	Nakami			x
	N						
	O						
	P						
	Q						

## Non Patent Literature Documents

Examiner Initial	Cite No.	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	R	Abstract of Japanese Patent Publication No. 2000-059629, Pub. Date: 25 February 2000, esp@cenet database
	S	Abstract of Japanese Patent Publication No. 2002-314809, Pub. Date: 25 October 2002, esp@cenet database
	T	
	U	
	V	
	W	

Examiner Signature	Date Considered
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Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.